

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 32043-CON

Anticipated Classification of this application: Class

Prior Application:

Examiner: L. Nguyen

Art Unit: 2819

I HEREBY CERTIFY THIS PAPER OR FEE IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED BELOW AND IS ADDRESSED TO: MAIL STOP CONTINUATION, COMMISSIONER FOR PATENTS, P. O. BOX 1450, ALEXANDRIA, VA 22313-1450.

EXPRESS MAIL NO: EV 322694259 US

DATE OF DEPOSIT: November 19, 2003

NAME: Justin Goree

SIGNATURE: Justin Goree

**MAIL STOP CONTINUATION
COMMISSIONER FOR PATENTS
P. O. BOX 1450
ALEXANDRIA, VA 22313-1450**

16834 U.S. PTO
10/716786
11903

Sir: This is a request for filing a

☒ Continuation application under 37 CFR 1.53(b)

☐ Divisional

of pending prior application Serial No. 10/254,051 filed on
September 24, 2002 of Ammar et al.
(date) (inventor currently of record in prior application)

for MICROWAVE MONOLITHIC INTEGRATED CIRCUIT (MMIC) CARRIER INTERFACE
(title of invention)

1. ☒ Enclosed is a copy of the prior application, including the oath or declaration as originally filed and an affidavit or declaration verifying it as a true copy.
2. ☐ Prepare a copy of the prior application.
3. ☒ A Preliminary Amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)
4. ☒ The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION, LESS ANY CLAIMS CANCELED BY AMENDMENT BELOW:

	(Col. 1)		(Col. 2)		SMALL ENTITY			LARGE ENTITY	
FOR:	# FILED		# EXTRA		RATE	FEE		RATE	FEE
BASIC FEE						\$ 385	<u>OR</u>		\$ 770
TOTAL CLAIMS	21	-20	1		X 9	\$ 9	<u>OR</u>	X 18	\$
INDEP CLAIMS	2	-3	-0-		X 43	\$ -0-	<u>OR</u>	X 86	\$
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM PRESENTED						\$	<u>OR</u>		
* If the difference in Col. 1 is less than "0", enter "0" in Col. 2.					TOTAL	\$ 394		TOTAL	\$

5. ☒ Enclosed is a check for the filing fee in the amount of \$ 394.00 . If any additional extension and/or fee is required, or if any additional fee for claims is required, charge Deposit Account No. **01-0484**.
6. ☒ Cancel in this application original Claims 1-16 of the prior application before calculating the filing fee.
7. ☒ Amend the specification by inserting before the first line the sentence:
--This application is a continuation of Serial No. 10/254,051 filed September 24, 2002, which is a continuation-in-part of Serial No. 09/933,128 filed August 20, 2001, now U.S. Patent No. 6,498,551 issued December 24, 2002, the disclosures of which are hereby incorporated by reference in their entirety.--
8. ☐ Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file. (May only be used if signed by person authorized by Rule 138 and before payment of base issue fee.)
- 9a. ☒ Formal drawings are enclosed.
- 9b. ☐ Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119. (country)
- 9c. ☐ The certified copy has been filed in prior application Serial No. _____ filed _____.
10. ☒ The prior application is assigned of record to **XYTRANS, INC.**
11. ☒ Citation Under 37 CFR 1.97 and PTO-1449.
12. ☒ Applicant qualifies as a small entity under 37 CFR §§1.19 and 1.27.
13. ☒ The power of attorney in the prior application is to:
Richard K. Warther, Reg. No. 32,180, et al, Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A., 255 South Orange Avenue, Suite 1401, Orlando, Florida 32801
(name, registration number and address)
- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☒ **ADDRESS ALL CORRESPONDENCE TO ATTORNEY OF RECORD**
- RICHARD K. WARTHER**
Allen, Dyer, Doppelt, Milbrath & Gilchrist, P.A.
P.O. Box 3791
Orlando, FL 32802-3791
14. ☐ Small entity status of this application under 37 CFR 1.27 has been established by a verified statement previously submitted.
15. ☒ I hereby verify that the attached papers are a true copy of prior application Serial No. 10/254,051 as originally filed on September 24, 2002.

The undersigned declare(s) further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

[X] Associate this file with Customer No. 29773



29773

PATENT TRADEMARK OFFICE

November 19, 2003
Date

RICHARD K. WARTHER
Registration No. 32,180
ALLEN, DYER, DOPPELT, MILBRATH
& GILCHRIST, P.A.
Post Office Box 3791
Orlando, Florida 32802-3791
(407) 841-2330
Attorney or agent of record

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:)
AMMAR ET AL.)
Serial No. NOT YET ASSIGNED)
Filing Date: HEREWITH)
For: MICROWAVE MONOLITHIC)
INTEGRATED CIRCUIT (MMIC))
CARRIER INTERFACE)

This application is a continuation of utility application Serial No. 10/254,051 filed September 24, 2002, which is a continuation-in-part of Serial No. 09/933,128 filed August 20, 2001 (now U.S. Patent No. 6,498,551 issued 12/24/02)

TRANSMITTAL OF FORMAL DRAWINGS

Mail Stop Continuation
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed are six (6) sheets of formal drawings to be filed in the above-identified patent application.

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NAME: Justin Goree

SIGNATURE: Justin Goree

Respectfully submitted,



RICHARD K. WARTHER

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